

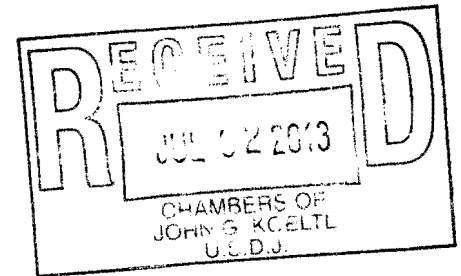
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
JIMMY WILLIAMS,

Plaintiff,

-against-

RICHARD PENGEL AND DANIEL EHRENREICH,
Defendants.
-----X



11 CIVIL 5202 (JGK)

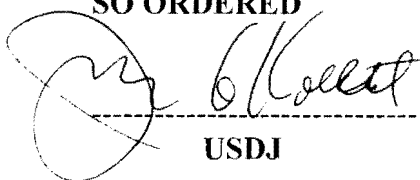
JUDGMENT

The issues in the above-entitled action having been brought on for trial before the Honorable John G. Koeltl, United States District Judge, and a jury on June 24, 2013, and at the conclusion of the trial on July 1, 2013, the jury having returned a special verdict in favor of the defendants it is,

ORDERED, ADJUDGED AND DECREED: That the Complaint be and it is hereby dismissed.

✓ **DATED:** New York, New York
July 7, 2013

SO ORDERED

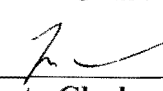


USDJ

RUBY J. KRAJICK

Clerk of Court

BY:



Deputy Clerk

USDS SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 7/8/2013

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Deputy: Don Fletcher

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
JIMMY WILLIAMS,

Plaintiff,

-against-

11 civ 5202 (JGK)

RICHARD PENGEL and DANIEL EHRENREICH,
Defendants.

-----X

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Reporters: Vincent Bologna, Steven Greenblum

June 24, 2013: Jury selected and sworn.

July 1, 2013: Jury returns verdict in favor of defendants.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JIMMY WILLIAMS,

Plaintiff,

11 Civ. 5202 (JGK)

- against -

RICHARD PENGEL AND DANIEL
EHRENREICH,

Defendants.

REVISED SPECIAL VERDICT FORM

I. False Arrest

Question 1:

Did defendant Pengel and/or defendant Ehrenreich falsely arrest the plaintiff on April 10, 2009?

	<u>Yes</u>	<u>No</u>
(i) Pengel	_____	_____✓
(ii) Ehrenreich	_____	_____✓

If you answered "No" as to both defendants please skip to Question 3.

If you answered "Yes" as to either defendant please proceed to Question 1(a).

Question 1(a):

Did defendant Pengel recover a five dollar bill with a white powdery substance that reasonably appeared to be cocaine from plaintiff's pocket?

YES _____ NO _____

If you answered "Yes" please proceed to Question 2(a).

If you answered "No" please skip to Question 2(b).

Question 2(a):

What compensatory damages do you find the plaintiff is entitled to for the deprivation of liberty that he suffered from the time of his arrest until the time defendant Pengel recovered a five dollar bill with a white powdery substance that reasonably appeared to be cocaine from the plaintiff's pocket?

\$ _____

Proceed to Question 3.

Question 2(b):

What compensatory damages do you find the plaintiff is entitled to for the deprivation of liberty he suffered from the time of his arrest until his arraignment?

\$ _____

Proceed to Question 3.

II. Malicious Prosecution

Question 3:

Was the plaintiff subjected to malicious prosecution by defendant Pengel and/or defendant Ehrenreich?

	<u>Yes</u>	<u>No</u>
(i) Pengel	_____	_____✓
(ii) Ehrenreich	_____	_____✓

Proceed to Question 4.

III. Denial of the Right to a Fair Trial

Question 4:

Did defendant Pengel and/or defendant Ehrenreich deny the plaintiff the right to a fair trial?

	<u>Yes</u>	<u>No</u>
(i) Pengel	_____	_____✓
(ii) Ehrenreich	_____	_____✓

If you answered "No" as to both defendants in Question 3 AND "No" as to both defendants in Question 4, please skip Question 5 and proceed to Question 6.

If you answered "Yes" as to either defendant in Question 3 AND/OR Question 4 please proceed to Question 5.

Question 5:

What compensatory damages do you find the plaintiff is entitled to for the deprivation of liberty he suffered between the time of his arraignment and the time the charges were dismissed on February 17, 2010?

\$ _____

Proceed to Question 6.

IV. Illegal Strip Search

Question 6:

Did defendant Pengel and/or defendant Ehrenreich subject the plaintiff to an illegal strip search?

	<u>Yes</u>	<u>No</u>
(i) Pengel	_____	_____✓
(ii) Ehrenreich	_____	_____✓

If you answered “Yes” as to either defendant in Question 6 please proceed to Question 7(a).

If you answered “No” as to both defendants in Question 6 AND you answered “Yes” to either and/or both defendants in response to Question 1, 3 AND/OR 4, please skip to Question 8.

If you answered “No” as to both defendants in Question 6 AND you answered “No” as to both defendants in response to Questions 1, 3 AND 4, please skip the remaining questions and sign the Special Verdict Form.

Question 7(a):

Has the plaintiff suffered compensatory damages as a result of being subjected to an illegal strip search?

Yes _____ No _____

If you answered “Yes” please proceed to Question 7(b).

If you answered “No” please proceed to Question 7(c).

Question 7(b):

What compensatory damages do you find the plaintiff is entitled to for being subjected to an illegal strip search?

\$ _____

Proceed to Question 8.

Question 7(c):

What amount of nominal damages, not to exceed one dollar, do you award plaintiff on his strip search claim?

\$ _____

Proceed to Question 8.

Question 8:

What, if any, punitive damages should be awarded against defendant Pengel?

\$ _____

Proceed to Question 9.

Question 9:

What, if any, punitive damages should be awarded against defendant Ehrenreich?

\$ _____

Please proceed to sign the Special Verdict Form.

The jury reached the above verdict by the vote of at least six jurors to each question.

Allen Galt

[Signature]

Foreperson

[Signature]

J. Zy Kane

Tygon Masterson

Joseph Conte

[Signature]

[Signature]

DATED: July 1, 2013
New York, New York